
Public Notice

Applicant:

John Sharkey

Date:

Published: July 3, 2002

~~Expires: August 1, 2002~~**U.S. Army Corps
of Engineers****In Reply Refer To:****Buffalo Dist** Buffalo District **CELRB-CO-R RE:** 98-991-0029(3) **Section:** NY
10 and 404

Application for Permit under Authority of
Section 10 of the Rivers and Harbors Act of 1899 and
Section 404 of the Clean Water Act (33 U.S.C. 1344).

Mr. John Sharkey, 1005 Grassy Hill Lane, Camillus, New York, 13031, proposes the construction of a stone groin off of an existing private marina and the dredging of bottom material to create a new access channel to the marina. This project is located in Lake Ontario, off of Pleasant Point Road, in the Town of New Haven, Oswego County, New York.

The project consists of the following:

- a. A 45' groin will be constructed at an approximately 45 degree angle with the end of an existing marina wall. The proposed groin will extend approximately 33 feet, into Lake Ontario, from the end of the existing marina wall.
- b. The proposed groin will be constructed out of large (two to seven ton) pieces of limestone, which will be placed to an elevation of approximately three feet above the ordinary high water elevation (247.3' IGLD 1985) of Lake Ontario. Approximately 130 cubic yards of material will be placed below the ordinary high water elevation.
- c. The proposed groin will be constructed with 2V:1H side slopes.
- d. Since the proposed groin will be constructed across the existing marina access channel, a new channel will be dredged to align with the marina entrance. The dredging will entail the removal of approximately 133 cubic yards of material which will be disposed of at an upland location.

The applicant's stated purpose is to reduce wave action and wave height within the approach channel and marina basin.

Location and details of the above described work are shown on the attached maps and drawings.

Questions pertaining to the work described in this notice should be directed to Joseph W. Krawczyk, who can be contacted by calling (716) 879-4186, or by e-mail at: joseph.w.krawczyk@usace.army.mil

The applicant has certified that the proposed activity complies with New York's approved Coastal Zone Management Program and will be conducted in a manner consistent with that program. Any comments on the consistency of the proposed activity with New York State's Coastal Zone Management Program should be forwarded to:

Ms. Diana Boos
New York State Department of State
Division of Coastal Resources
Consistency Coordinator
Coastal Management Program
41 State Street
Albany, New York 12231-0001
Telephone (518) 486-3200

The following authorization(s) may be required for this project:

Water Quality Certification (or waiver thereof) from the New York State Department of Environmental Conservation.

There are no registered historic properties or properties listed as being eligible for inclusion in the National Register of Historic Places that will be affected by this project.

In addition, available evidence indicates that the proposed work will not affect a species proposed or designated by the U.S. Department of the Interior as threatened or endangered, nor will it affect the critical habitat of any such species.

This notice is promulgated in accordance with Title 33, Code of Federal Regulations, parts 320-330. Any interested party desiring to comment on the work described herein may do so by submitting their comments, in writing, so that they are received no later than 4:30 pm on the expiration date of this notice.

Comments should be sent to the U. S. Army Corps of Engineers, 1776 Niagara Street, Buffalo, New York 14207-3199, and should be marked to the attention of Joseph W. Krawczyk, or by e-mail at: joseph.w.krawczyk@usace.army.mil. A lack of response will be interpreted as meaning that there is no objection to the work as proposed.

Comments submitted in response to this notice will be fully considered during the public interest review for this permit application. All written comments will be made a part of the administrative record which is available to the public under the Freedom of Information Act. The Administrative Record, or portions thereof may also be posted on a Corps of Engineers internet web site. Due to resource limitations, this office will normally not acknowledge the receipt of comments or respond to individual letters of comment.

Any individual may request a public hearing by submitting their written request, stating the specific reasons for holding a hearing, in the same manner and time period as other comments.

Public hearings for the purposes of the Corps permit program will be held when the District Commander determines he can obtain additional information, not available in written comments, that will aid him in the decision making process for this application. A Corps hearing is not a source of information for the general public, nor a forum for the resolution of issues or conflicting points of view (witnesses are not sworn and cross examination is prohibited). Hearings will not be held to obtain information on issues unrelated to the work requiring a permit, such as property ownership, neighbor disputes, or the behavior or actions of the public or applicant on upland property not regulated by the Department of the Army. Information obtained from a public hearing is given no greater weight than that obtained from written comments. Therefore, you should not fail to make timely written comments because a hearing might be held.

The decision to approve or deny this permit request will be based on an evaluation of the probable impact, including cumulative impacts of the proposed activity on the public interest. That decision will reflect the national concern for both protection and utilization of important resources. The benefits which reasonably may be expected to accrue from the proposal must be balanced against its reasonably foreseeable detriments. All factors which may be relevant to the proposal will be considered including the cumulative effects thereof; among these are conservation, economics, aesthetics, general environmental concerns, wetlands, historic properties, fish and wildlife values, flood hazards, flood plain values, land use, navigation, shoreline erosion and accretion, recreation, water supply and conservation, water quality, energy needs, safety, food and fiber production, mineral needs, considerations of property ownership, and in general, the needs and welfare of the people.

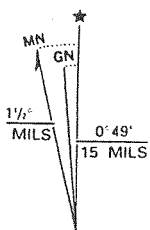
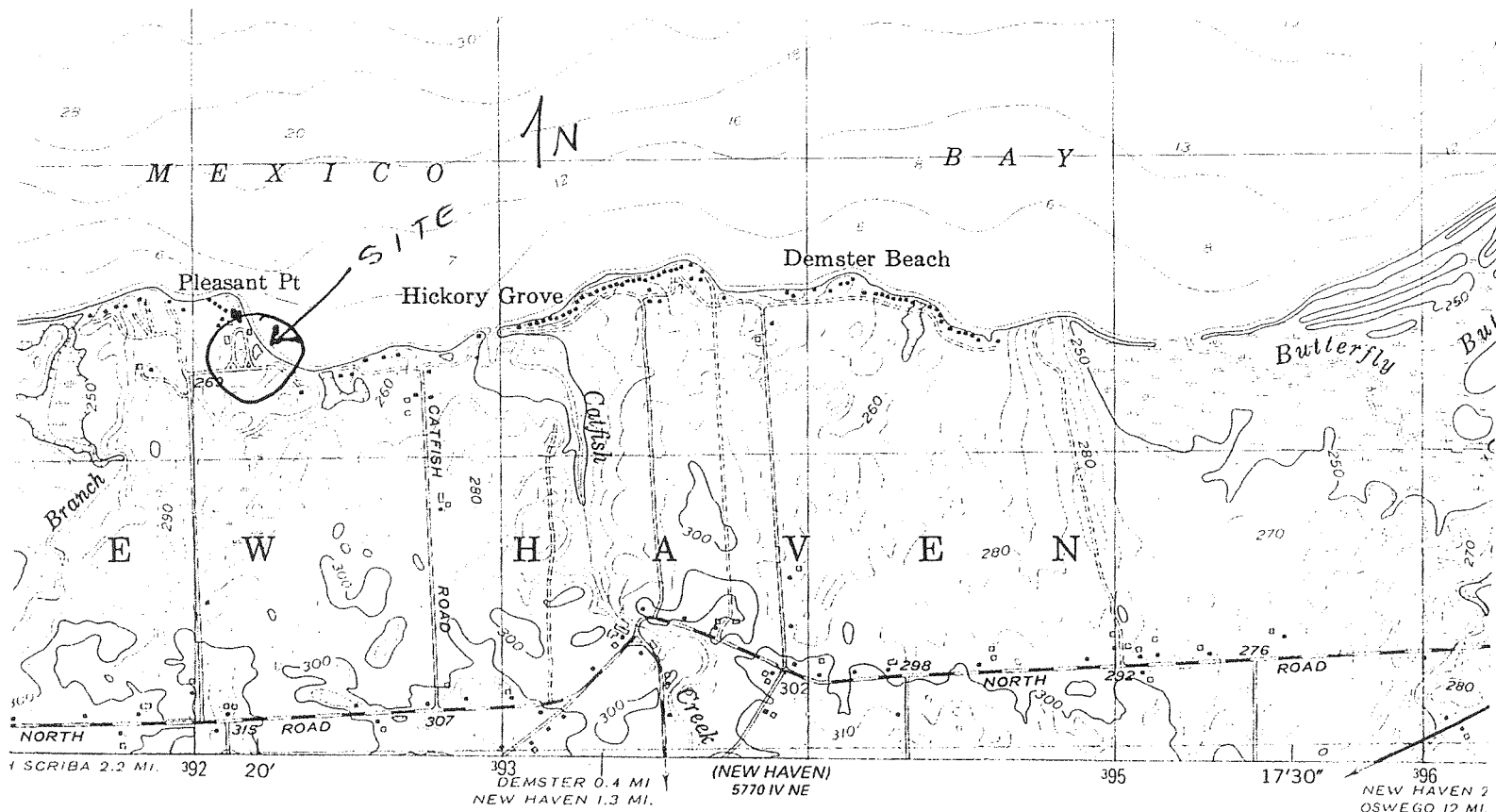
The Corps of Engineers is soliciting comments from the public; Federal, state and local agencies and officials; Indian Tribes; and other interested parties in order to consider and evaluate the impacts of this proposed activity. Any comments received will be considered by the Corps of Engineers to determine whether to issue, modify, condition or deny a permit for this proposal. To make this decision, comments are used to assess impacts on endangered species, historic properties, water quality, general environmental effects, and the other public interest factors listed above. Comments are used in the preparation of an Environmental Assessment and/or an Environmental Impact Statement pursuant to the National Environmental Policy Act. Comments are also used to determine the need for a public hearing and to determine the overall public interest of the proposed activity.

Paul G. Leuchner
Chief, Regulatory Branch

NOTICE TO POSTMASTER: It is requested that this notice be posted continuously and conspicuously for 30 days from the date of issuance.

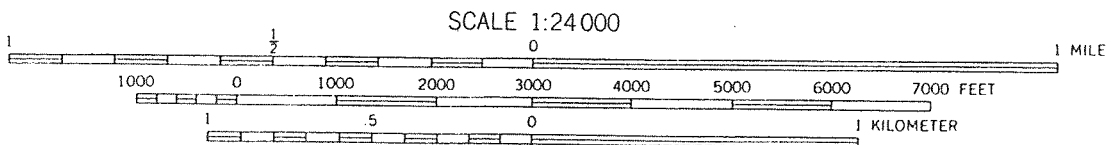


DEPRESSION
SHOWN IS
NOW THE
MARINA



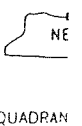
1955 MAGNETIC NORTH
AT CENTER OF SHEET

1980
or drainage changes observed



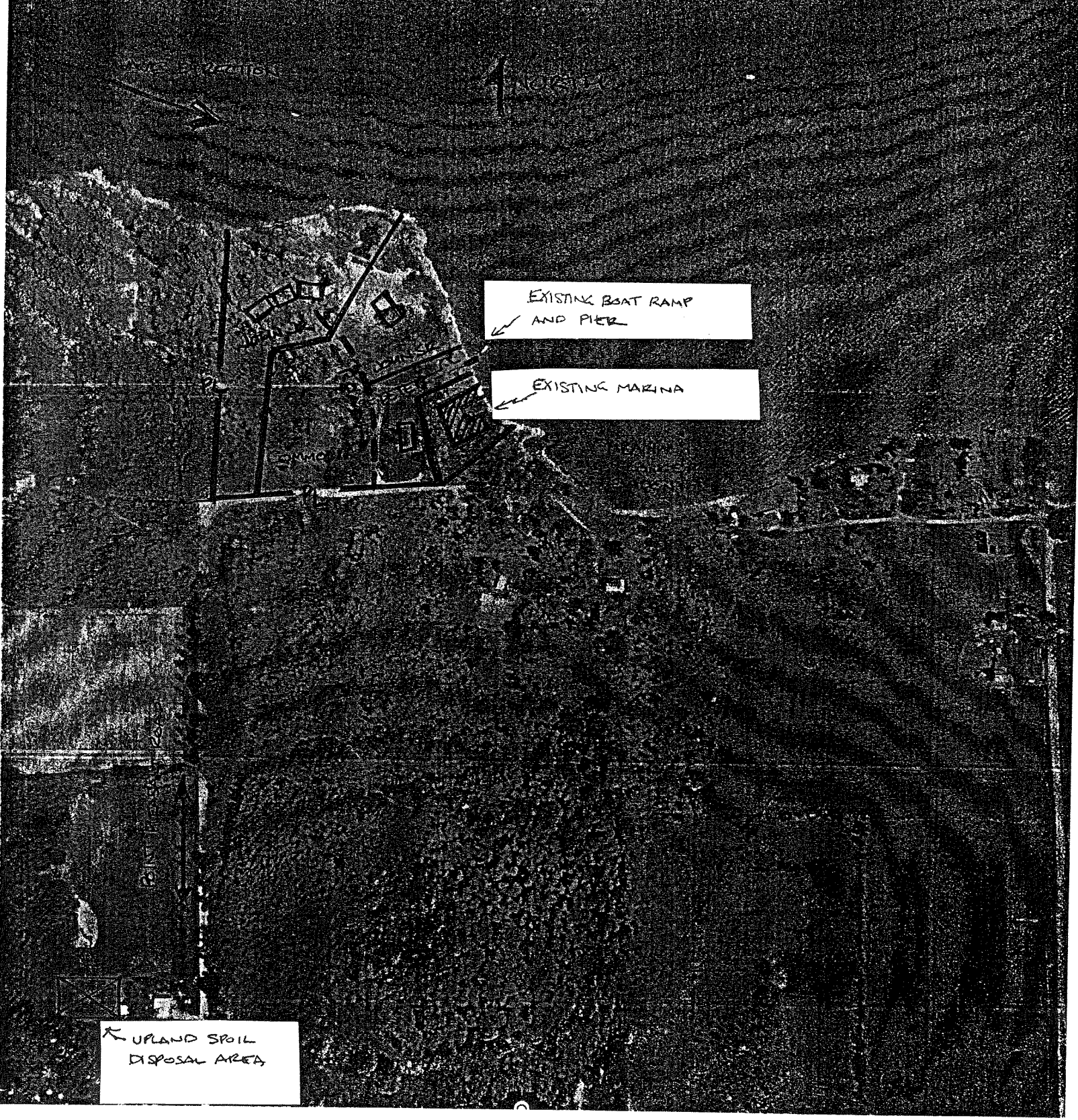
CONTOUR INTERVAL 10 FEET
NATIONAL GEODETIC VERTICAL DATUM OF 1929
DEPTH CURVES AND SOUNDINGS IN FEET—DATUM IS LOW WATER 244 FEET

THIS MAP COMPLIES WITH NATIONAL MAP ACCURACY STANDARDS
FOR SALE BY U.S. GEOLOGICAL SURVEY
DENVER, COLORADO 80225, OR RESTON, VIRGINIA 22092
A FOLDER DESCRIBING TOPOGRAPHIC MAPS AND SYMBOLS IS AVAILABLE ON REQUEST



QUADRAN

SHARKEY JOHN
D/A Processing No. 98-991-0029(3)
Oswego County, New York Quad: TEXAS
Sheet 1 of 5



SHARKEY JOHN

D/A Processing No. 98-991-0029(3)

Oswego County, New York Quad: TEXAS

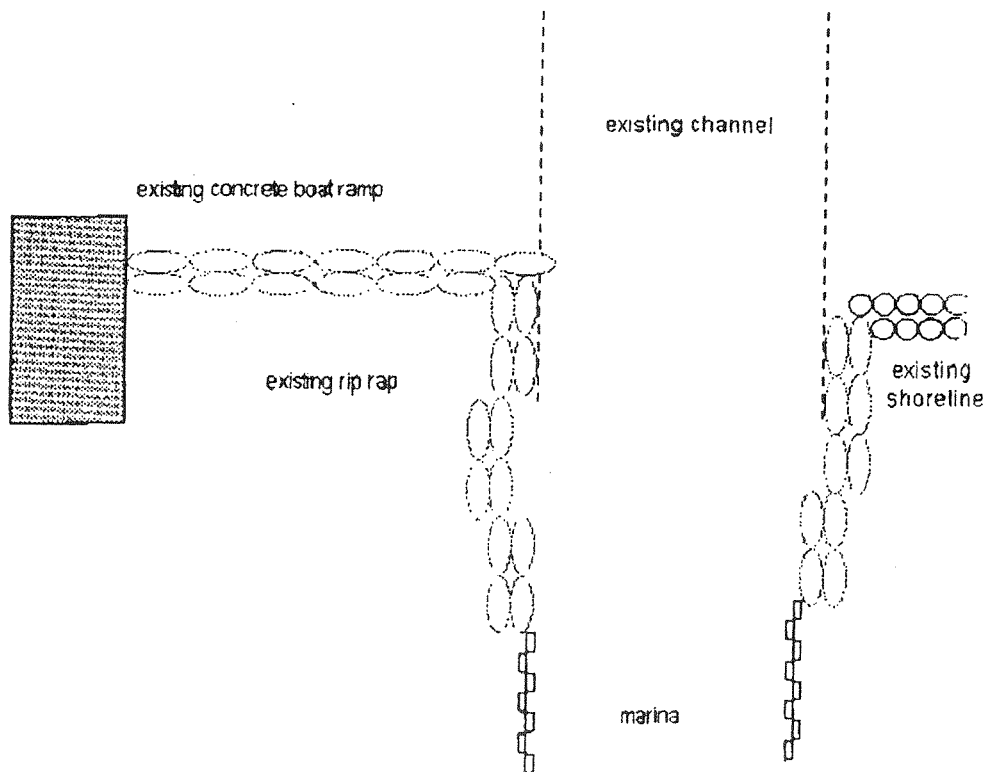
Sheet 2 of 5

SHARKEY: EXISTING MARINA MOUTH

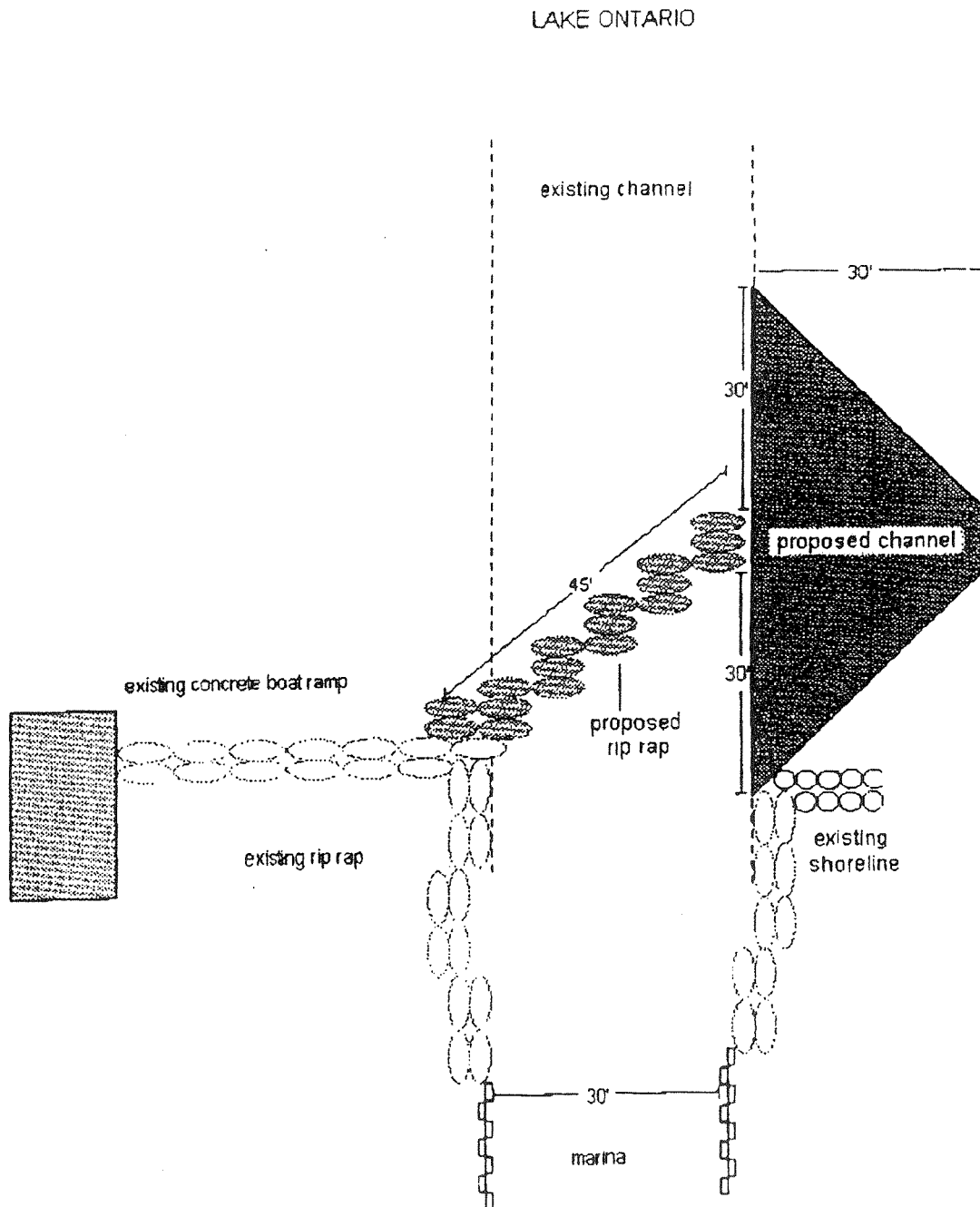
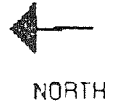


NORTH

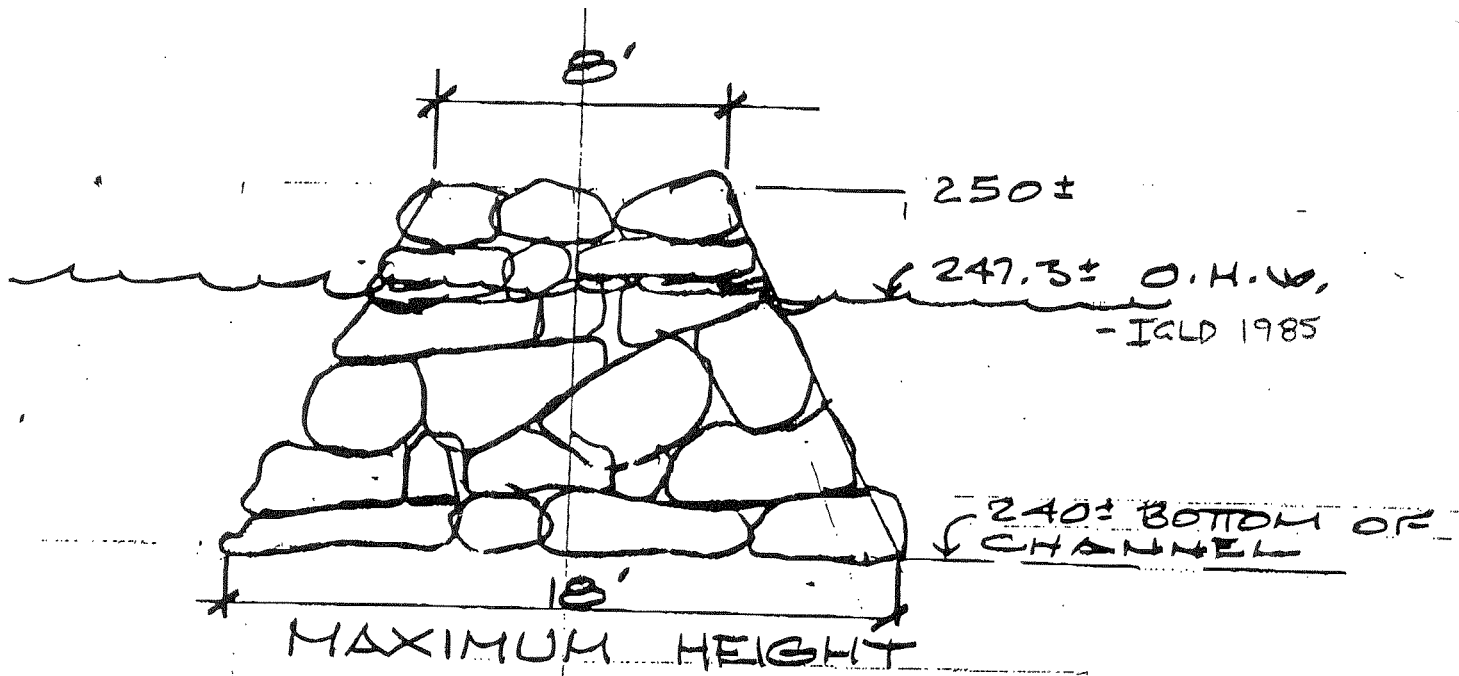
LAKE ONTARIO



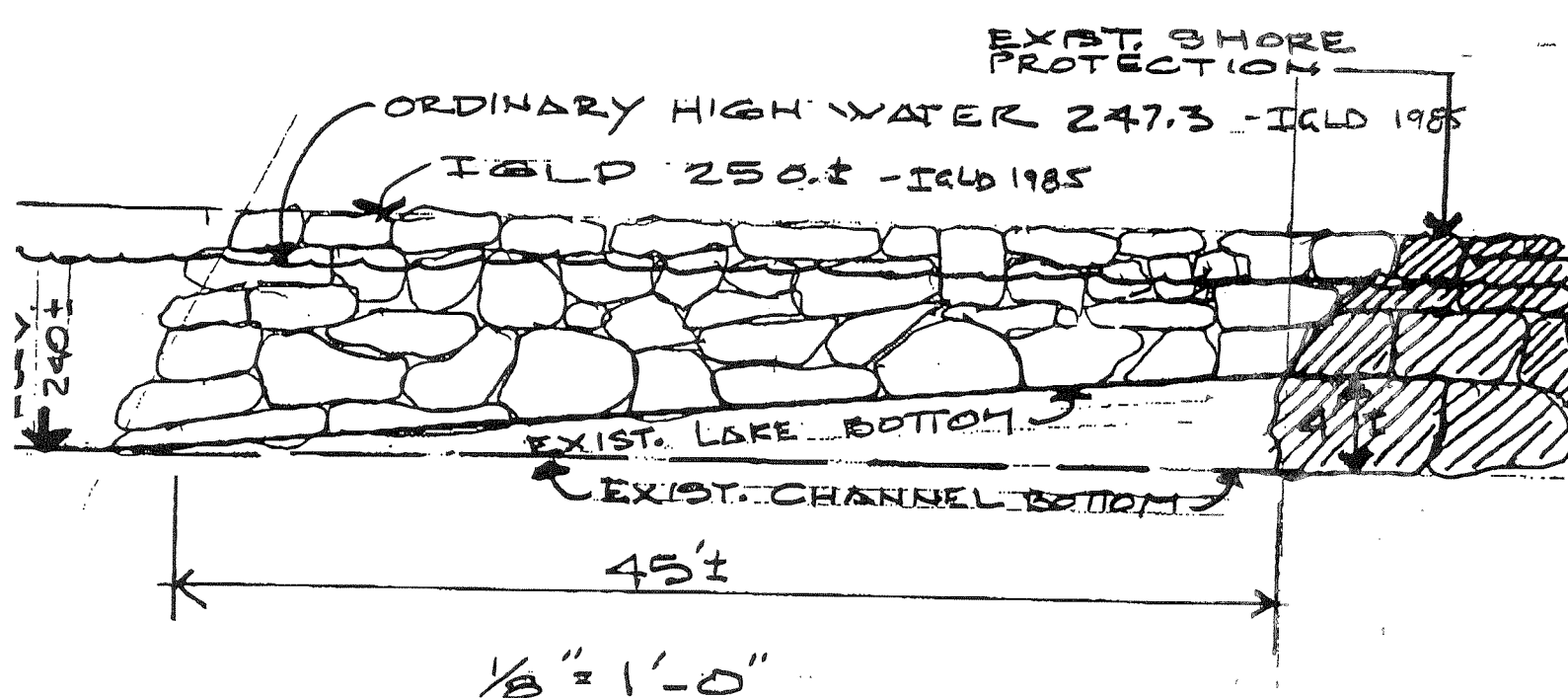
SHARKEY JOHN
D/A Processing No. 98-991-0029(3)
Oswego County, New York Quad: TEXAS
Sheet 3 of 5

SHARKEY: PROPOSED MARINA MOUTH 2

SHARKEY JOHN
D/A Processing No. 98-991-0029(3)
Oswego County, New York Quad: TEXAS
Sheet 4 of 5



CROSS SECTION
 $\frac{3}{16}'' = 1'-0''$



PROFILE

SHARKEY JOHN
 D/A Processing No. 98-991-0029(3)
 Oswego County, New York Quad: TEXAS
 Sheet 5 of 5

JOHN SHARKEY III